

**THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

PEABODY MIDWEST MINING, LLC)
AND MICHAEL BUTLER,)
EMPLOYED BY PEABODY)
MIDWEST MINING, LLC)

Petitioners,)

v.)

SECRETARY OF LABOR, MINE)
SAFETY AND HEALTH)
ADMINISTRATION (MSHA) AND)
FEDERAL MINE SAFETY AND)
HEALTH REVIEW COMMISSION,)

Respondents.)

Docket No. 22-1242

CORPORATE DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1, counsel for Peabody Midwest Mining, LLC and Michael Butler, certify that Peabody Midwest Mining, LLC is the owner and operator of the Francisco Underground Mine, which is at issue here. When this litigation commenced, Peabody Midwest Mining was an LLC (limited liability company) and is a wholly owned subsidiary of Peabody Midwest Operations LLC. Peabody Midwest Operations LLC is a wholly owned subsidiary of Peabody Operations Holding LLC which is a wholly owned subsidiary of Peabody Investments Corp. Peabody Investments Corp. is a wholly owned subsidiary of Peabody Energy Corporation. None of these subsidiaries have issued

shares to the public. Peabody Energy Corporation is a corporation and has issued shares to the public.

Mr. Butler is an individual and was a foreman at the Francisco Underground Mine at the time when this litigation commenced.

Respectfully submitted,

s/ Ralph Henry Moore, II

Ralph Henry Moore, II

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Michael Butler, employed by Peabody

Midwest Mining, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the Corporate Disclosure Statement was served upon the following parties on the 22nd day of September, 2022 via electronic filing:

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s/ R. Henry Moore, II